S.B. Criminal Misc. Bail Application No.2737/2006

Date : 06.07.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. S.S. Dhillon for the applicant.
Mr. Vishnu Kachhawaha, Public Prosecutor.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

The contention of learned counsel for the applicant is that on the basis of statements of other accused, the present applicant was involved in the case. He submits that evidence in this connection was of two persons namely Gyan Singh and Jaskaran Singh, who involved the accused-applicant in this case have not supported the case of the prosecution. He has placed on record copies of the statements of these two witnesses at Page No.8 & 9. In last, he prays that in above circumstances, the accused-applicant may be enlarged on bail.

On the other hand, learned Public Prosecutor has opposed the bail application.

I have considered the submissions made before me.

Taking into consideration all the facts and circumstances of the case and particularly the fact that above named witnesses have not supported the prosecution version and in absence of connecting evidence available on record, I deem it just and proper to enlarge the accused applicant on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that the applicant Jagseer Singh son of Achhar Singh shall be released on bail in FIR No.345/2005 P.S. Sangari, provided he executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for his appearance before that

court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.